

City Hall, Lodi, Cal., May 12, 1919.

Pursuant to adjournment of May 7th the Board of Trustees of the City of Lodi convened in regular adjourned session at 8 o'clock p.m., there being present Trustees Black, Hale, Crose, Montgomery and Morehead.

Minutes of the previous meeting were read and approved.

The following building and removal permits were granted:
Grant Hawkins, dwelling, lot 15, block 16, Barnhart Tract.
Giuseppe Garofolo, to move a building from outside the City to lot 6, block B, Lodi Barnhart Tract.

In the matter of license heretofore issued to J.J.Crawford to sell and serve vinous and malt liquors with meals at Hotel Lodi, upon motion of Trustee Montgomery, seconded by Trustee Hale, said liquor license was revoked.

Lodi Investment Company, owners of Hotel Lodi, presented a formal application, accompanied by a good and sufficient bond, as required by Ordinances Nos. 78 and 101, asking for a license to sell and serve vinous and malt liquors with meals at Hotel Lodi, which upon motion of Trustee Crose, seconded by Trustee Hale, was granted.

In the matter of the improvement of Lodi Avenue City Engineer Barzellotti presented a "Diagram indicating by boundary line the extent of territory to be included in the district to be assessed for the improvement provided for said district by Resolution No.20," which upon motion of Trustee Hale, seconded by Trustee Montgomery, was approved and adopted by the following vote:

Ayes: Trustees Hale, Montgomery, Crose, Morehead and Black.

Noes: None.

Absent: None.

RESOLUTION OF INTENTION NO. 20

RESOLVED, That it is the intention of the Board of Trustees of the City of Lodi, in the County of San Joaquin, State of California, to order the following work to be done and improvement to be made in said City of Lodi, to-wit:

That Lodi Avenue, in said City, from the East line of Hutchins Street to a line 247.5 feet East of and parallel to the West line of Sacramento Street; and from a line 234.5 feet West of and parallel to the East line of Main Street, to the City Limits on the East, being the West line of Cherokee Lane,

BE IMPROVED:

(1) By grading the roadway and curb and gutter spaces of said Lodi Avenue.

(2) By constructing hydraulic concrete curbs and gutters of the combined type along each side of the roadway of said Lodi Avenue.

(3) By paving the roadway of said Lodi Avenue, between the gutter lines, with a pavement consisting of one and one-half (1½) inches of Warrentite Wearing Surface, laid on an asphaltic concrete base two and one-half (2½) inches in thickness.

(4) By constructing sidewalk approaches to each of the East and West curbs on each of the intersections of said Lodi Avenue with all streets and avenues intersecting the same and terminating therein.

EXCEPTING, however, from all of the herein-above described work such portion as is required by law to be kept in order or repair by any person or company having railroad tracks thereon; and excepting also from all of the hereinabove described work any of said work already done to the official grade.

All of said work shall be done in accordance with the plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk of said City of Lodi.

Attention is also called to the Warrentite License Mixture Agreement for California, executed by Warren Brothers Company, the owner and holder of the patents and processes covering the said Warrentite pavement, which agreement is on file in the office of the City Clerk, and is hereby expressly referred to for greater certainty.

And said Board of Trustees does hereby determine and declare that said proposed work and improvement is of more than local or ordinary public benefit, and will affect and benefit the lands and district hereinafter described, which said district is hereby declared to be the district benefited by said work and improvement, and to have the exterior boundaries hereinafter described, as the boundaries thereof; that therefore, the entire cost and expenses of said work and improvement shall be, and are hereby made, chargeable against, and shall be assessed upon said lands and dis-

trict, which district is within the City of Lodi, County of San Joaquin, State of California, and is particularly bounded and described as follows, to-wit:

Commencing at a point on the east line of Hutchins Street 340 feet north of its intersection with the north line of Lodi Avenue; running thence easterly to a point on the east line of Cherokee Street, 111 feet north of the north line of Lodi Avenue; thence on a line 111 feet north of, and parallel to the north line of Lodi Avenue to a point on the west line of Cherokee Lane; said west line being the City Limits on the east; thence south and along the last named line to a point on the same, 140 feet South of the south line of Lodi Avenue; thence westerly along the north line of the alley running east and west between Hibborn Street and Lodi Avenue to its intersection with the east line of Stockton Avenue; thence southwesterly to the northeast corner of Lot Seven (7), Block "B," according to the official map of the LODI BARNHART TRACT, filed for record November 5th, 1906, at 3:05 P. M. in the office of the County Recorder of the said County of San Joaquin; thence westerly along the north line of said Lot Seven (7) produced to the northeast corner of Lot Four (4), Block "A," of said LODI BARNHART TRACT; thence westerly along the north line of the last named lot and its westerly production to the northeast corner of Lot Four (4), Larson's Addition to Lodi, as per map thereof, on file in the office of the County Recorder of said County of San Joaquin; thence northwesterly along the north line of the last named lot to its intersection with the east line of South Sacramento Street; thence westerly to the southeast corner of Lot Six (6), Block One (1) of Hutchins Addition to Lodi, as per map of said Addition, on file in the office of the County Recorder, of said County of San Joaquin; thence westerly along the north line of the alley running east and west through the last named block to its intersection with the east line of School Street; thence southwesterly to the northeast corner of Lot Four (4) in Block Four (4), of said Hutchins Addition to Lodi; thence northwesterly along the north line of said lot to its northwest corner; thence southwesterly to the northeast corner of Lot Twelve (12) in said Block Four (4); thence westerly along the north line of the last named lot to the intersection of its production with the east line of South Church Street, thence westerly to the northeast corner of Lot Four (4), Block Four (4), of Sturla's Addition to Lodi, as per map thereof on file in the office of the City Clerk, of said City of Lodi; continuing thence in the same westerly direction along the north line of Lots Four (4) and Seven (7) to the intersection of its production, with the east line of Hutchins Street; thence north and along said east line of Hutchins Street to the point of beginning.

PROVIDED, nevertheless, that the streets, avenues and alleys situate within said district shall be omitted from any assessment made or levied for paying the costs and expenses of

the above mentioned work and improvement, the said streets, avenues and alleys belonging to said city, and being in use for the performance of a public function, to-wit, in use as public streets, avenues and alleys.

The extent of the territory to be included in said assessment district is indicated by a boundary line upon a diagram entitled "Diagram Indicating by Boundary Line the Extent of Territory to be Included in the District to be Assessed for the Improvement Provided for by Resolution of Intention to be Numbered 20," which said Diagram was approved by the Board of Trustees of said City of Lodi, on the 12th day of May, A. D. 1919, reference to which Diagram is hereby made for greater certainty.

And it is further ordered and notice is hereby given that serial bonds to represent unpaid assessments, and bear interest at the rate of seven per cent (7%) per annum will be issued hereunder in the manner provided by the Improvement Bond Act of 1915, and Acts Amending thereof, the last installment of which bonds shall mature nine years from the 2nd day of July, next succeeding nine months from their date.

This Resolution of Intention is adopted pursuant to the provisions of those certain Acts of the Legislature of the State of California, designated respectively as the "Improvement Act of 1911," and the "Improvement Bond Act of 1915" and Acts amendatory thereof and future proceedings hereunder shall be taken and had in accordance with the provisions of said Acts.

NOTICE IS HEREBY GIVEN, that on Monday, the 2nd day of June, A. D. 1919, at 8 o'clock P. M. in the Council Chamber of the said Board of Trustees, in the City Hall of said City of Lodi, any and all persons having any objection to the proposed work or improvement, may appear before said Board and show cause why said proposed improvement should not be carried out in accordance with this Resolution.

The Clerk of this Board of Trustees is hereby directed to cause this Resolution of Intention to be published three times in "The Lodi Sentinel," a tri-weekly newspaper published and circulated in said City and hereby designated for that purpose by the Board of Trustees; said newspaper being the official newspaper of said City of Lodi.

The Superintendent of Streets shall cause to be conspicuously posted along the line of said contemplated work and improvement and in front of all the property liable to be assessed, notice of the passage of this Resolution of Intention, in the manner and form required by law.

Adopted this 12th day of May, A. D. 1919, by the following vote:

Ayes—Trustees Montgomery, Morehead, Crose, Hale, Black.

Noes—None.

Absent—None.

Attest: H. S. CLARK,
City Clerk.

Approved this 12th day of May,
A. D. 1919.

C. A. BLACK,
President of the Board of Trustees of
the City of Lodi, California.

Trustee Montgomery moved, seconded by Trustee Morehead the adoption of the above resolution No. 20, which motion was passed by the vote as above printed.

In the matter of improvement of Walnut Street and East Oak Street it being necessary to modify, change establish and re-establish the grades thereon, the following resolution No. 21 was introduced and adopted:

RESOLUTION OF INTENTION NO. 21

RESOLVED: By the Board of Trustees of the City of Lodi: That it is the intention of said Board to modify, change, establish and re-establish the grades, of certain streets and avenues in said city, in the manner following, to-wit: To change, modify, establish and re-establish official grades on the following streets, viz:

On Walnut Street from the East line of Hutchins Street to the Eastern Limits of said City, being the West line of Cherokee Lane.

On Oak Street, from the East line of Sacramento Street to the Eastern Limits of said City, being the West line of Cherokee Lane.

So that such grades and the elevations in feet and fractions of feet above city base of levels at the points hereinafter mentioned, shall be as follows:

At the respective points of intersection of the northern and southern curb lines of Walnut Street, as hereinafter fixed and specified, with the hereinafter mentioned lines of intersecting streets, the curb grade and elevation shall be as follows:

With the East line of Hutchins Street, Curb 45.10.

With the West line of Lee Avenue, produced, Curb 45.60.

With the East line of Lee Avenue, produced, Curb 45.60.

With the West line of Pleasant Avenue, Curb 46.47.

With the East line of Pleasant Avenue, Curb 46.47.

With the West line of Church Street, Curb 47.12.

With the East line of Church Street, Curb 47.12.

With the West line of School Street, Curb 47.70.

With the East line of School Street, Curb 47.70.

With the West line of Sacramento Street, Curb 47.30.

With the East line of Sacramento Street, Curb 47.30.

At a point 125 feet East of the East line of Sacramento Street, Curb 50.90.

At a point 125 feet West of the West line of Main Street, Curb 50.90.

With the West line of Main Street, Curb 48.70.

With the East line of Main Street, Curb 48.70.

With the West line of Stockton Street, Curb 48.10.

With the East line of Stockton Street, Curb 48.10.

With the West line of Cherokee Street, Curb 49.27.

With the East line of Cherokee Street, Curb 49.27.

With the West line of Grand Avenue, Curb 50.03.

With the East line of Grand Avenue, Curb 50.03.

With the West line of Garfield Street, Curb 51.55.

With the East line of Garfield Street, Curb 51.55.

With the Eastern limits of said city, being the West line of Cherokee Lane, Curb 53.25.

At the respective points of intersection of the northern and southern curb lines of that portion of Oak Street, hereinafter mentioned, as hereinafter fixed and specified with the hereinafter mentioned lines of intersecting streets, and at the intermediate points hereinafter mentioned, the curb and elevation shall be as follows:

At a point 125 feet East of the East line of Sacramento Street, Curb 47.95.

At a point 125 feet West of the West

line of Main Street, Curb 50.96.

With the West line of Main Street, Curb 49.49.

With the East line of Main Street, Curb 49.49.

With the West line of Stockton Street, Curb 49.17.

With the East line of Stockton Street, Curb 49.17.

With the West line of Cherokee Street, Curb 49.37.

With the East line of Cherokee Street, Curb 49.37.

With the West line of Grand Avenue, Curb 50.56.

With the East line of Grand Avenue, Curb 50.56.

With the West line of Garfield Street, Curb 51.63.

With the East line of Garfield Street, Curb 51.63.

With the Eastern Limits of said City, being the West Line of Cherokee Lane, Curb 52.19.

The grade and elevation of the gutter adjacent to the curb at the several and respective points above mentioned shall be eight-twelfths (8-12) of one foot below the curb grade and elevation severally and respectively specified as above.

The figures above shown are elevations in feet and fractions of feet and such elevations and the grades herein referred to have reference to the height above the "base of levels or elevations" for the City of Lodi, which base is a level plane fifty feet below the center line of a certain aluminum tablet placed in the West wall of the Van Buskirk building, near its Northwest corner, which building is situate at the Southeast corner of Pine and School Streets in said City of Lodi, and which tablet is marked "U. S. Geological Survey B. M." and which "base of levels or elevations" was established and determined, and is further defined, in and by Sec. 5 of Ordinance No. 67 of said City of Lodi.

The grade of the respective curbs and gutters on each side of said Walnut Street, and on each side of said portion of Oak Street, shall be uniform between consecutive points at which elevations are, or are to be fixed, as above mentioned.

Where a street or avenue upon which a gutter grade has been herein fixed, intersects with another street or avenue, any gutter leading from one such street or avenue into the other street or avenue shall lie on a uniform grade running from the nearest point in the street or avenue at which an elevation is herein fixed for such gutter to the nearest point on the other street or avenue at which an elevation has been heretofore fixed for the gutter joining same.

Curb grades have reference to the elevations of the top of curb at its outer line, assuming the curb to have sharp corners.

Gutter grades have reference to the lowest flow line of the water way in the gutter.

Curb lines are hereby fixed and established as hereinafter set forth, and the elevations and grades above specified have reference to the elevations and grade of curbs upon the lines so fixed.

On Walnut Street from the East line of Hutchins Street to the East Limits of said City, being the West line of Cherokee Lane, the Northernly and Southernly curb lines are hereby fixed and shall be distant respectively, fifteen (15) feet from the Northernly and Southernly division lines between said streets and the blocks or lots abutting respectively thereon.

On Oak Street, from the East line of Sacramento Street to the Eastern Limits of said City, being the West line of Cherokee Lane, the Northernly and Southernly curb lines are hereby

fixed, and shall be distant respectively fifteen (15) feet from the Northernly and Southernly division lines between said street, and the blocks or lots abutting respectively thereon.

Upon street crossings and opposite the terminations of intersecting streets, the intersecting curbs at street corners shall be prolonged and be connected on a curve having a radius of eight (8) feet, with radial center lying between the curb line and such division lines, and such prolongation and curb shall constitute the curb return.

Where a curb line herein is established at a certain distance from a division line between a street and the lots and blocks abutting thereon, such distance is to be taken on the side of such division line towards the center of the street.

A curb return is hereby defined to be that portion of a curb which extends around a street corner and connects the curb on one street with the nearest adjacent curb in an intersecting street. Where an elevation is established as above at the intersection of the curb line with a street line, being one end of such a curb return such elevation shall be the elevation for the other end of the curb return at the intersection of the side line of the street with the curb line of the intersecting street, and such elevation shall also prevail throughout the curb return.

Gutters shall be adjacent to and on the roadway side of the curb, excepting across alleys, where they will be produced across the alleys.

Grades and elevations shall be changed from any other or different official grade or elevation now existing to the new and official grade fixed, modified, established and re-established, as in and by this Resolution set forth and specified.

All of the herein proposed work and changes of grade shall be done in pursuance of an Act of the Legislature of the State of California, entitled "An Act to Provide for Changing or Modifying the Grade of Public Streets, Lanes, Alleys, Courts, or other places within Municipalities," approved April 21, 1909.

"The Lodi Sentinel," a tri-weekly newspaper published and circulated in said city, is hereby designated as the newspaper in which this Resolution of Intention and the Street Superintendent's notice of the passage thereof shall be published.

The City Clerk of said City is hereby directed to publish this Resolution by four successive insertions in said newspaper, and to post the same for two days consecutively on or near the Council Chamber door of this Board.

The Superintendent of Streets of said City is hereby ordered and directed thereupon to cause to be conspicuously posted in the manner and form required by said law, notice of the passage of this Resolution, and to cause a notice similar in substance to be published by six insertions in said newspaper in the manner required by law.

I hereby certify that the foregoing Resolution was adopted by the Board of Trustees of the City of Lodi, at a regular meeting of said Board, duly held on the 12th day of May, A. D. 1919, by the following vote:

Ayes—Trustees Hale, Montgomery, Crose, Morehead, Black.

Noes—None.

Absent—None.

Attest:

H. S. CLARK,

City Clerk of the City of Lodi.
Approved this 12th day of May, A. D. 1919.

C. A. BLACK,
President of the Board of Trustees of the City of Lodi.

Trustee Hale moved, seconded by Trustee Montgomery, the adoption of the foregoing resolution No. 21 as read, which motion was passed by the vote as above printed.

No further business appearing the Board adjourned.

Attest:

W. L. Clark
City Clerk.